IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

MONDAY, THE 11TH DECEMBER 2006 / 20TH AGRAHAYANA 1928

WP(C).No. 4450 of 2006(D)

PETITIONER:

N.C.RAJESHKUMAR, AGED 32 YEARS,
S/O.T.M.CHANDRAN, 36/177, MADAM NIVAS,
MOREKKAD, PISHARIKOVIL ROAD,
EROOR, ERNAKULAM.

BY ADV. SMT.JOLIMA GEORGE
SRI.K.VISWANATHAN NAIR (KUTTIKAT)
SMT.P.N.INDU

RESPONDENTS:

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1. TRIPUNITHURA MUNICIPALITY,
REP. BY ITS SECRETARY,
MUNICIPAL OFFICE, TRIPUNITHURA-682 301,
ERNAKULAM DISTRICT.

2. PEETHAMBARAN, AGED ABOUT 50 YEARS,
T.M.C.NO.36/599, MOREKKAD,
PISHARIKOVIL ROAD, EROOR, TRIPUNITHURA.

3. LATHA PETHAMBARAN, W/O. PEETHAMBARAN, T.M.C. NO. 36/599
MOREKKAD, PISHARIKOVIL ROAD, EROOR, TRIPUNITHURA.

(R3 IS IMPLEADED AS PER ORDER IN NO. 15033/2006 DATED 31.10.2006)

BY ADV. SRI.V.M.KURIAN (R1)
SRI.A.V.THOMAS
SRI.MATHEW B. KURIAN
SRI.K.T.THOMAS
SRI.K.MOHANAKANNAN (R2 AND R3)
SMT.A.R.PRAVITHA

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 11/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C.KURIAKOSE, J.

W.P.(C)NO. 4450 of 2006

Dated this 11th day of December, 2006

JUDGMENT

Heard Smt.Jolima George, the learned counsel for the petitioner, Sri.Mohana Kannan, the learned counsel for the party respondents and Sri. V.M.Kurian, the learned Standing Counsel for the respondent Municipality.

In view of Ext.R1(c) order passed by the Tribunal for Local Self Government Institutions and in view of the submissions of the learned Standing Counsel for the Municipality that the Municipality is faithfully complying with the directions in Ext.R1 (c) order, I am of the view that none of the reliefs sought for in this writ petition can be presently granted to the petitioner. The writ petition has virtually become infructuous. The writ petition will stand dismissed, however, with an observation that when final orders are passed on the regularisation application submitted by the 3rd respondent, the petitioner will also be heard by the Municipality.

PIUS C.KURIAKOSE
Judge

dpk